

AN ORDINANCE

BY FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO TRANSFER EXCESS REVENUES AND DECREASE THE ANTICIPATIONS FOR THE 2009 GENERAL FUND BUDGET AND RELEASE THE RESTRICTED RESERVES IN ORDER TO DO AN ACCOUNTING CLOSE OUT OF THE FISCAL YEAR 2009.

WHEREAS, June 30, 2009 marked the end of the fiscal year; and

WHEREAS, the Department of Finance sponsored legislation for the 2009 fiscal year close out; and

WHEREAS, the Department of Finance made subsequent adjustments to the FY 2009 financial statements for purposes of producing the City's CAFR; and

WHEREAS, said subsequent adjustments now require the City amend the financial entries contained in Ordinance 09-O-2006 to reflect the final balances; and

WHEREAS, the restricted reserves must be released in order to complete an accounting close out of the fiscal year;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the Chief Financial Officer of the City of Atlanta, Georgia, be and hereby authorized to transfer excess revenues, decrease the anticipations for the 2009 general fund budget and release the restricted reserves, as detailed in exhibit A, in order to do an accounting close out for the fiscal year 2009.

SECTION 2: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived to the extent of the conflict.

EXHIBIT A - FY09 CLOSEOUT ADJUSTMENTS

OPERATING TRANSFERS NOT IN ORIGINAL BUDGET	AS REPORTED	FINAL	CHANGE
SECTION #1: Transfers In			
Reserve Fund Adjustment due to Transfers In	\$ 21,403,325	\$ 21,403,325	\$ -
SECTION #2: Transfers Out			
Reserve Fund Adjustment due to Transfers Out	\$ (7,408,309)	\$ (7,408,309)	\$ -
RESULTS OF OPERATIONS			
SECTION #3:			
Shortfall in Fiscal Year 2009 Revenues	\$ (106,143,114)	\$ (106,143,114)	\$ -
Surplus in Budgeted Expenses	\$ 76,670,901	\$ 66,233,901	\$ (10,437,000)
Reserve Fund Adjustment due to Operations	\$ (29,472,213)	\$ (39,909,213)	\$ (10,437,000)
GENERAL FUND RESTRICTED RESERVE SUMMARY:			
FY09 ADOPTED RESERVE	\$ 28,542,510	\$ 28,542,510	\$ -
<u>ADJUSTMENTS:</u>			
Final 2009 Budget Adopted with loss	(5,365,055)	(5,365,055)	-
SECTION 1: OPERATING TRANSFERS IN	21,403,325	21,403,325	-
SECTION 2: OPERATING TRANSFERS OUT	(7,408,309)	(7,408,309)	-
SECTION 3: REDUCTION FOR OPERATIONS	(29,472,213)	(39,909,213)	(10,437,000)
ADJUSTED FY09 RESERVE	\$ 7,700,258	\$ (2,736,742)	\$ (10,437,000)
Allocation to Capital Fund per Section 6-302(f)	\$ 1,925,064	\$ -	\$ (1,925,064)
Allocation to Catastrophic Reserve per Section 6-302(f)	\$ 5,775,193	\$ (2,736,742)	\$ (8,511,936)
	\$ 7,700,258	\$ (2,736,742)	\$ (10,437,000)
FISCAL YEAR 2009 FUND BALANCE SUMMARY			
Fiscal Year 2009 Revenues	\$ 454,963,961	\$ 454,963,961	\$ -
Fiscal Year 2009 Expenditures	456,908,535	467,345,535	10,437,000
Fiscal Year 2009 Other Financing Sources	9,644,832	9,644,832	-
Fiscal Year 2009 Change in Fund Balance	\$ 7,700,258	\$ (2,736,742)	\$ (10,437,000)
Fiscal Year 2008 Audited Fund Balance	\$ 10,130,000	\$ 10,130,000	\$ -
Fiscal Year 2009 Change in Fund Balance	7,700,258	(2,736,742)	(10,437,000)
Fiscal Year 2009 Fund Balance	\$ 17,830,258	\$ 7,393,258	\$ (10,437,000)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

B. To be completed by the department :

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/Executive Committee

Caption: AN ORDINANCE TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO TRANSFER EXCESS REVENUES AND DECREASE THE ANTICIPATIONS FOR THE 2009 GENERAL FUND BUDGET AND RELEASE THE RESTRICTED RESERVES IN ORDER TO DO AN ACCOUNTING CLOSE OUT OF THE FISCAL YEAR 2009.

Council Meeting Date: February 15, 2010

Requesting Dept.: Department of Finance

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

Legislation is to authorize the transfer of excess revenues and the decrease of anticipations for the 2009 General Fund Budget and to release the restricted reserves in order to do an accounting close out of the fiscal year.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

In December we put forth the close-out legislation for fiscal year 2009. In our final review for CAFR purposes, and after the original legislation was submitted, we made necessary adjustments to the FY 2009 financials, which requires us to submit an amended version of the original legislation.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

09-0-2006

**A SUBSTITUTE ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CHIEF FINANCIAL OFFICER TO SUPERVISE THE EXPENDITURE OF FUNDS FOR SUBSEQUENT TRANSFERS AND ASSURE THE CLOSE OUT OF FISCAL YEAR 2009; AND FOR OTHER PURPOSES.

WHEREAS, June 30, 2009 marked the end of the fiscal year;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the Mayor and the Chief Financial Officer of the City of Atlanta, Georgia, be and are hereby authorized and instructed to prepare all necessary subsequent adjustments pertaining to close out, as detailed in exhibit A and to supervise the expenditures of the Departments of the City throughout the fiscal year that ended on June 30, 2009; to see that all vendors shall be paid for goods and services rendered on behalf of the City, and that funds to cover such expenditures shall be transferred as required from the accounts of the Department incurring such expense in the normal and appropriate manner; or, if in their judgment, said funds are not available from the accounts of the Department incurring such expense, said funds may be transferred from savings within the fund, or from fund balance.

SECTION 2: That the Chief Financial Officer shall prepare and submit to the Mayor, the Finance/Executive Committee and all other members of Council a report, referenced and attached as exhibit A, summarizing the ending fund balance of the general fund within twenty (20) days of the occurrence of subsequent transactions necessary to finalize closeout.

SECTION 3: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived to the extent of the conflict.

A true copy

Phonda Daughkin Johnson
Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Shirley Franklin

DEC 07, 2009
DEC 15, 2009

**EXHIBIT A****FY09 CLOSEOUT ADJUSTMENTS****OPERATING TRANSFERS NOT IN ORIGINAL BUDGET****SECTION #1: Transfers In****Transfer from Fiduciary Fund**

Use of car rental proceeds per legislation \$ 7,752,129

Transfer from Nonmajor Governmental Fund

Net operating income, after payment to GWCC/GA
Dome, from Hotel/Motel Tax Fund 11,456,838

Transfer for Radio Comm Upgrade and Rebanding Project

Department of Aviation 2,115,915
Department of Watershed Management - increase over anticipation 542,456

Change in Authorized Transfers

Solid Waste less than anticipated \$ (464,013)

Reserve Fund Adjustment due to Transfers In \$ 21,403,325

SECTION #2: Transfers Out**Transfer to Department of Watershed Management**

Maintenance performed on stormwater basins during 2009 \$ (1,437,738)

Transfer to Capital Projects Fund

GMA loan principal and loan payments \$ (6,052,361)

Change in Authorized Transfers

Intergovernmental less than anticipated \$ 81,790

Reserve Fund Adjustment due to Transfers Out \$ (7,408,309)

RESULTS OF OPERATIONS**SECTION #3:****Shortfall in Fiscal Year 2009 Revenues**

Actual FY09 Revenue 454,963,961
Anticipations (561,107,075) \$ (106,143,114)

Surplus in Budgeted Expenses

Actual FY09 Expenses 450,522,690
Fiscal Year 2009 Appropriations (excluding Reserve) 527,193,590 \$ 76,670,901

Reserve Fund Adjustment due to Operations \$ (29,472,213)

GENERAL FUND RESTRICTED RESERVE SUMMARY:

FY09 ADOPTED RESERVE \$ 28,542,510

ADJUSTMENTS:

Final 2009 Budget Adopted with loss (5,365,055)
SECTION 1: OPERATING TRANSFERS IN 21,403,325
SECTION 2: OPERATING TRANSFERS OUT (7,408,309)
SECTION 3: REDUCTION FOR OPERATIONS (29,472,213)

ADJUSTED FY09 RESERVE (should match change in 2009 Fund Balance) \$ 7,700,258

Allocation to Capital Fund per Section 6-302(f) \$ 1,925,064

Allocation to Catastrophic Reserve per Section 6-302(f) \$ 5,775,193

\$ 7,700,258

EXHIBIT A

FY09 CLOSEOUT ADJUSTMENTS

FISCAL YEAR 2009 FUND BALANCE SUMMARY

Fiscal Year 2009 Revenues	\$ 454,963,961
Fiscal Year 2009 Expenditures	456,908,535
Fiscal Year 2009 Other Financing Sources	9,644,832
Fiscal Year 2009 Change in Fund Balance	<u>\$ 7,700,258</u>
Fiscal Year 2008 Audited Fund Balance	\$ 10,130,000
Fiscal Year 2009 Change in Fund Balance	7,700,258
Fiscal Year 2009 Fund Balance	<u>\$ 17,830,258</u>

RCS# 3471
12/07/09
4:01 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

09-O-2055,09-R-2189,09-O-1876

ADOPT EXCEPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

09-0-2006

(Do Not Write Above This Line)

AN ORDINANCE BY
FINANCE/EXECUTIVE
COMMITTEE

AN ORDINANCE AUTHORIZING THE
MAYOR AND THE CHIEF
FINANCIAL OFFICER TO
SUPERVISE THE EXPENDITURE OF
FUNDS FOR SUBSEQUENT
TRANSFERS AND ASSURE THE
CLOSE OUT OF FISCAL YEAR 2009;
AND FOR OTHER PURPOSES:

ADOPTED BY

DEC 07 2009

COUNCIL

SUBSTITUTE

- ☒ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred 11/16/09

Referred To: Finance Exec.

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee Finance/Executive Committee

Date 11-9-09

Chair Finance/Executive Committee

Referred To Finance/Executive Committee

- FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

Committee

Date 12/2/09

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

MAYOR'S ACTION

RECEIVED
DEC 07 2009
CITY OF BIRMINGHAM
MAYOR'S OFFICE

Handwritten signature: Andy...

- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract:

4. Fund Account Center:

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Greg Richardson, submitted by LaShawn Gardiner, ext. 6449

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Jack Tilson



Contact Number: x6838

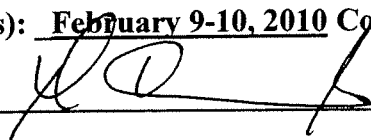
Originating Department: Department of Finance

Committee(s) of Purview: Finance Executive Committee

Council Deadline: January 29, 2009

Committee Meeting Date(s): February 9-10, 2010 Council Date: February 15, 2010

Commissioner Signature



Chief of Procurement N/A

Chief of Staff Deadline January 26, 2009

CAPTION

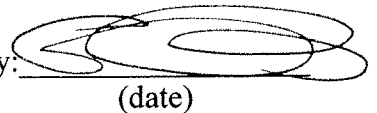
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Mayor's Staff Only

Received by Mayor's Office:

1-26-10 J. Tilson
(date)

Reviewed by:


(date)

1/27/10

Submitted to Council:

(date)